

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA)
)
)
) Criminal No. 24-cr-10160-DJC
v.)
)
ROBERT SCOTT MURRAY,)
)
)
Defendant.)

ORDER OF FORFEITURE (MONEY JUDGMENT)

WHEREAS, on May 31, 2024, the Acting United States Attorney for the District of Massachusetts filed a one-count Information, charging defendant Robert Scott Murray (the “Defendant”), with Securities Fraud, in violation of 15 U.S.C. §§ 78(j)(b) and 78ff(a); 17 C.F.R. § 240.10b-5 (Count One);

WHEREAS, the Information also included a forfeiture allegation, pursuant to 18 U.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2461(c), which provided notice that the United States intended to seek the forfeiture, upon conviction of the Defendant of the offense alleged in Count One of the Information, of any property, real or personal, which constitutes, or is derived from, proceeds traceable to the offense;

WHEREAS, the Information further provided that, if any of the above-described forfeitable property, as a result of any act or omission by the Defendant, (a) cannot be located upon the exercise of due diligence; (b) has been transferred or sold to, or deposited with, a third party; (c) has been placed beyond the jurisdiction of the Court; (d) has been substantially diminished in value; or (e) has been commingled with other property which cannot be divided without difficulty, the United States is entitled to seek forfeiture of any other property of the Defendant, up to the value of such assets, pursuant to 21 U.S.C. § 853(p), as incorporated by 28

U.S.C. § 2461(c);

WHEREAS, on June 27, 2024, at a hearing pursuant to Rule 11 of the Federal Rules of Criminal Procedure, the Defendant pled guilty to Count One of the Information, pursuant to a written plea agreement that he signed on April 29, 2024;

WHEREAS, in Section 6 of the plea agreement, the Defendant agreed to an Order of Forfeiture (Money Judgment) in an amount to be determined at the time of sentencing on the grounds that such amount represents proceeds the Defendant obtained (directly or indirectly), and/or was facilitating property and/or property involved in, the offenses to which the Defendant pled guilty;

WHEREAS, the Defendant admitted the amount of the money judgment determined by the Court is traceable to Defendant's offense directly or indirectly as a result of his guilty plea;

WHEREAS, based on the Defendant's admissions in the written plea agreement and his guilty plea on June 27, 2024, the United States is entitled to an Order of Forfeiture consisting of a personal money judgment against the Defendant in the amount of \$227,543 pursuant to 18 U.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2461(c);¹

WHEREAS, the amount of \$227,543 constitutes proceeds the Defendant obtained as a result of violations of 15 U.S.C. §§ 78(j)(b) and 78ff(a); 17 C.R.F § 240.10b-5; and

WHEREAS, Rule 32.2(c)(1) of the Federal Rules of Criminal Procedure provides that no ancillary proceeding is required to the extent that the forfeiture consists of a money judgment.

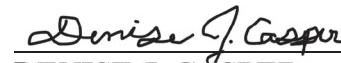
¹ Defendant, through counsel, has agreed to entry of a forfeiture money judgment in the amount of \$227,543.

ACCORDINGLY, it is hereby ORDERED, ADJUDGED, and DECREED:

1. The Defendant shall forfeit to the United States \$227,543 pursuant to 18 U.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2461(c).
2. This Court shall retain jurisdiction in the case for the purpose of enforcing this Order.
3. The United States may, at any time, move pursuant to Rule 32.2(e) of the Federal Rules of Criminal Procedure to amend this Order to substitute property having a value not to exceed the amount set forth by the Court at the time of sentencing to satisfy the money judgment in whole or in part.

The United States may, at any time, conduct pursuant to Rule 32.2(b)(3) of the Federal Rules of Criminal Procedure and 21 U.S.C. § 853(m), as incorporated by 28 U.S.C. 2461, any discovery to identify, locate or dispose of forfeitable property or substitute assets, including, but not limited to, depositions and requests for documents, electronically stored information, and tangible things.

4. Pursuant to Rule 32.2(b)(4), this Order shall be included in the sentence pronounced and imposed by the Court at the sentencing hearing, and in the criminal judgment entered by this Court against the Defendant.


DENISE J. CASPER
United States District Judge

Dated: October 29, 2024